

## REGULAR MEETING

May 10,1993

The Regular Meeting of the Annapolis City Council was held on Monday, May 10, 1993 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:30 p.m. Alderman Gray offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Johnson, Gilmer, Gray, Snowden, Turner, DeGraff, Moyer

Alderman Hammond arrived at 7:34 p.m.

Staff present: Planning and Zoning Director Fogarty, Public Works Director Patmore, Transportation Director Chase

Alderman Snowden moved to approve the Minutes of 4/12/93, 4/26/93 and 4/27/93. Seconded. CARRIED on voice vote.

### PETITIONS, REPORTS AND COMMUNICATIONS

1. Grace Matthews Lowe  
219 Parker Avenue  
Annapolis, Maryland 21401  
Spoke regarding the WNAV property.
2. Michael Brown  
1250 Washington Drive  
Annapolis, Maryland 21401  
Spoke regarding minority business contracts.

### LEGISLATIVE ACTION

1. **O-37-92** Sponsored Aldermen Johnson, Gray, Moyer

For the purpose of amending the method of approving the waiver of on-site parking requirements in the MX Zone; abolishing the parking transfer fee as established by the MX Zone; providing for the refund or forgiveness of all paid or unpaid parking transfer fees; and all matters relating to said waiver of parking requirements.

Alderman Snowden moved to adopt O-37-92 on second reading. Seconded.

Alderman Hammond moved to amend O-37-92 as follows:

#### Amendment No. 1:

On page 2, line 13, after the period, insert "UP TO"; and on page 2, line 17, after the word "THE", insert "LONG TERM" and after the word "FACILITIES", insert "SUFFICIENT TO MEET THE NEEDS OF THE USE"; and on page 2, line 19 strike "SECTION" and substitute "SUBSECTION".

Seconded. A ROLL CALL vote was taken.

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Turner  
NAYS: Aldermen Gilmer, Gray, Snowden, DeGraff, Moyer  
DEFEATED: 5-4

Alderman Hammond moved to amend O-37-92 as follows:

**Amendment No. 2:**

On page 1, lines 37 and 38, strike the clause and punctuation beginning with "abolishing" and ending with "Zone"; and on page 2, line 22, strike the double parenthesis and the word "Location" and insert the new language "IF A WAIVER UNDER SECTION 21.94.100(B)(2) IS DENIED IN WHOLE OR IN PART, OR IS NOT SOUGHT, THE PARKING REQUIREMENTS MAY BE MET BY TRANSFERRING PARKING OFF THE ZONING LOT IN ACCORDANCE WITH THIS SUBSECTION"; and on page 3, line 20 strike "a" and substitute "an" and strike "building" and substitute "occupancy"; and on page 3, line 24 strike "any city" and substitute "an occupancy"; and on page 3, line 38, delete the double parenthesis.

Seconded. A ROLL CALL vote was taken.

YEAS: Aldermen Hammond  
NAYS: Mayor Hopkins, Aldermen Johnson, Gilmer, Gray, Snowden, Turner,  
DeGraff, Moyer  
DEFEATED: 8-1

Alderman Hammond moved to amend O-37-92 as follows:

**Amendment No. 3:**

On page 3, line 40-46, strike Section II and renumber Section III as Section II; and on page 1, line 39, 40 strike the clause and punctuation beginning with "providing" and ending with "fees".

Seconded. A ROLL CALL vote was taken:

YEAS: Aldermen Hammond  
NAYS: Mayor Hopkins, Aldermen Johnson, Gilmer, Gray, Snowden, Turner,  
DeGraff, Moyer  
DEFEATED: 8-1

Alderman Snowden moved to adopt O-37-92 Amended on second reading. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-37-92 Amended on third reading. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Gray, Snowden,  
Turner, DeGraff, Moyer  
CARRIED: 9-0

2. **O-6-93** Sponsored by Alderman Snowden

For the purpose of establishing what voting devices shall be used in the City of Annapolis Municipal Elections; and all matters related to said voting devices.

There being no voiced objection, O-6-93 was withdrawn by its sponsor.

3. **O-14-93** Sponsored by Mayor Hopkins

For the purpose of changing the use of the proceeds of the Public Improvement Bonds of 1991 dated August 1, 1991 issued by the Mayor and City Council of the City of Annapolis; authorizing the transfer of \$288,180 - \$138,180 from Water Shed Management, Capital Project

#11565, \$100,000 from Eastport Bridge Water Main, Capital Project #19721, and \$50,000 from Pump Station Improvement, Capital Project #19681; \$20,670 to Citywide Path Network, Capital Project #13589, \$21,570 to Neighborhood Parks, Capital Project #13594, \$11,450 to Spa/West Park, Capital Project #13669, \$84,490 to City Hall Renovations, Capital Project #15544, \$100,000 to West Street Water Valves, Capital Project #19549, and \$50,000 to Conduit Street Sewer, Capital Project #19720; and all matters relating to said use.

Alderman Turner moved to adopt O-14-93 on second reading. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-14-93 on third reading. Seconded. CARRIED on voice vote.

4. **O-15-93** Sponsored by Mayor Hopkins

For the purpose of authorizing a Deed of Easement from the City of Annapolis to the Chesapeake and Potomac Telephone Company of Maryland, their successors and assigns, under certain terms and conditions, over certain City-owned real property on the northeasternmost side of Duke of Gloucester Street and adjacent to the property known as 166 Duke of Gloucester Street in the City of Annapolis; and all matters relating to said Deed of Easement.

The Finance Committee reported favorably on O-15-93.

Alderman Snowden moved to adopt O-15-93 on second reading. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-15-93 on third reading. Seconded. CARRIED on voice vote.

Due to a possible conflict of interest, Alderman Turner did not participate in the consideration of O-15-93.

5. **O-21-93** Sponsored by Mayor Hopkins

For the purpose of authorizing the lease of certain municipal property located at the City Dock to Chesapeake Bay Foundation, Inc., at a variable rate of rental each year, for the purpose of docking and mooring the vessel known as "Stanley Norman", for the purpose of operating environmental education field trips; and all matters relating to said lease.

The Finance and Economic Matters Committees reported favorably on O-21-93.

Alderman Snowden moved to adopt O-21-93 on second reading. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-21-93 on third reading. Seconded. CARRIED on voice vote.

6. **O-26-93** Sponsored by Mayor Hopkins

For the purpose of approving the form and authorizing the execution, issuance, sale and delivery of a general obligation installment bond of the Borrower in a principal amount not exceeding \$2,800,000 pursuant to the authority of the Maryland Water Quality Financing Administration

Act...and generally relating to the issuance, sale and delivery of such bond.

The Finance Committee reported favorably on O-26-93.

Alderman Snowden moved to adopt O-26-93 on second reading. Seconded.

Alderman Snowden moved to amend O-26-93 as follows:

**Amendment No. 1**

On Page 2, line 5, strike "\$2,800,000" and substitute "\$1,650,000"; on the last line of Page 4, strike "\$2,800,000" and substitute "\$1,650,000"; and revise the Loan Agreement accordingly.

Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-26-93 Amended on second reading. Seconded. CARRIED on voice vote.

Alderman Turner moved to adopt O-26-93 Amended on third reading. Seconded. CARRIED on voice vote.

**BUSINESS AND MISCELLANEOUS**

1. **R-19-93** For the purpose of establishing the rates and fees for parking in certain parking facilities owned by the City; and all matters relating to said rates.

There being no voiced objection, R-19-93 was referred to the Finance Committee.

2. **R-23-93** For the purpose of extending for a certain period of time the conditional use authorization granted pursuant to Resolutions R-1-88 Amended, R-2-89, R-36-90, R-33-91 and R-33-92.

Alderman Snowden moved to adopt R-23-93. Seconded. CARRIED on voice vote.

3. **R-24-93** For the purpose of seeking title to the historic building presently serving as the Stanton Community Center at 90 West Washington Street, from its present owner Anne Arundel County; and all matters related to said transaction.

Alderman Johnson moved to adopt R-24-93. Seconded. CARRIED on voice vote.

4. **R-25-93** For the purpose of ratifying the decision of the Board of Port Wardens approving the reconfiguration and reduction of the number of boat slips for the marina owned by Annapolis Federal Savings Bank (Annapolis Federal); and all matters related to said decision.

Alderman Snowden moved to adopt R-25-93. Seconded. CARRIED on voice vote.

5. Final Plat Approval - Dietz Subdivision - Washington Street

Alderman Snowden moved to approve the Subdivision Plat entitled "328-400 Washington Street - Dietz Property" dated July, 1992. Seconded. CARRIED on voice vote.

6. Risk Management Committee Minutes of 3/17/93

Alderman Snowden moved to adopt the Risk Management Committee Minutes of 3/17/93. Seconded. CARRIED on voice vote.

7. Rules Committee Minutes of 4/12/93

Alderman Snowden moved to adopt the Rules Committee Minutes of 4/12/93. Seconded. CARRIED on voice vote.

8. Economic Matters Committee Minutes of 4/22/93

Alderman Snowden moved to adopt the Economic Matters Committee Minutes of 4/22/93. Seconded. CARRIED on voice vote.

9. Housing and Community Development Committee Minutes of 4/28/93

Alderman Gilmer moved to adopt the Housing and Community Development Committee Minutes of 4/28/93. Seconded. CARRIED on voice vote.

10. Finance Committee Minutes of 4/29/93

Alderman Hammond moved to adopt the Finance Committee Minutes of 4/29/93. Seconded. CARRIED on voice vote.

11. Payment of monthly bills

Alderman Hammond moved to pay the monthly bills. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:36 p.m.

Patricia L. Bembe, CMC/AAE

City Clerk